



To the Honorable Council
City of Norfolk, Virginia

March 22, 2022

From: Richard Broad
Director of Public Works

Subject: Dedication of Portion of 970
Sutton Street as Public ROW

Reviewed:

Patrick Roberts, Deputy City
Manager

Ward/Superward: 4/7

Approved:

Dr. Larry H. Filer II, City Manager

Item Number: PH-7

I. **Recommendation:** Adopt Ordinance

II. **Applicant:** City of Norfolk, Department of Public Works

III. **Description:**

This agenda item is an ordinance to accept the dedication of a portion of 970 Sutton Street and the entirety of N S Fremont Street (Lot 28, Map Book 5, Page 72, Norfolk County) as public right-of-way. Currently, Debra Dyson Jones Taylor ("Taylor") is the owner of property located at 970 Sutton Street, and the City of Norfolk (the "City") is the current owner of property located on Sutton Street as N S Fremont Street (Lot 28, Map Book 5, Page 72, Norfolk County), "Lot 28."

IV. **Analysis**

It has been determined by Taylor and the City that their respective parcels were not formally dedicated as public right-of-way when Sutton Street was expanded. An 1109 square foot portion of 970 Sutton Street, the Taylor Parcel, is situated within a part of the eastern side of the improved roadway of Sutton Street. Lot 28, the City Parcel, is situated within a part of the western side of the improved roadway of Sutton Street. Both parties have agreed to dedicate each of their respective parcel areas as public right-of-way.

V. Financial Impact

N/A

VI. Environmental

N/A

VII. Community Outreach/Notification

Public notification for this agenda item was conducted through the City's agenda notification process.

VIII. Board/Commission Action

N/A

IX. Coordination/Outreach


This letter and ordinance have been coordinated with the Department of Public Works and the City Attorney's Office.

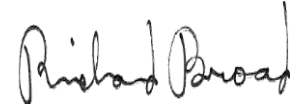
Supporting Material:

- Exhibit A to Ordinance Sutton Exhibit (PDF)
- Exhibit B to Ordinance Legal Descriptions (PDF)

Form and Correctness Approved: *BAP*

Contents Approved:

By: 
Office of the City Attorney

By: 
DEPT. Public Works

NORFOLK, VIRGINIA

Ordinance No.

AN ORDINANCE AUTHORIZING THE ACCEPTANCE AND DEDICATION OF CERTAIN PRIVATE AND CITY-OWNED PROPERTY AS PUBLIC RIGHT-OF-WAY OF SUTTON STREET.

- - -

WHEREAS, Debra Dyson Jones Taylor ("Taylor") is the current owner of certain real property located at 970 Sutton Street ("Property"); and

WHEREAS, a certain portion of the Property exists and is situated within a part of the eastern side of the improved right-of-way of Sutton Street, as shown on Exhibit A attached hereto as "Portion of 970 Sutton Street To Be Dedicated As Right-of-Way", and as described on Exhibit B attached hereto ("Taylor Parcel"); and

WHEREAS, the City of Norfolk ("City") is the current owner of certain real property that is situated within a part of the western side of the improved right-of-way of Sutton Street, as shown on Exhibit A attached hereto as "Lot 28 To Be Dedicated As Right-of-Way", and described on Exhibit B attached hereto ("City Parcel"); and

WHEREAS, Taylor and the City have determined that neither the Taylor Parcel nor the City Parcel were ever formally dedicated as public right-of-way and as such, have agreed to dedicate each of their respective parcels as public right-of-way; and

WHEREAS, the Council has determined that it would be in the City's best interest to formally dedicate the Taylor Parcel and City Parcel as public right-of-way; now, therefore,

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the dedication of the Taylor Parcel and City Parcel, as shown on Exhibit A and described in Exhibit B attached hereto, as a public right-of-way of the City is hereby authorized and approved.

Section 2:- That the City Manager and other proper officers of the City are authorized to do all things necessary and proper to effect the dedication, including the acceptance and execution of a deed of dedication, in a form satisfactory to the City Attorney, and to ensure that it is properly reflected in the public records of the City.

Section 3:- That this ordinance shall be in effect from and after thirty (30) days from the date of adoption.

Attachments:

Exhibit A - Exhibit Plat (1 page)

Exhibit B - Legal Descriptions (1 page)

EXHIBIT A TO ORDINANCE

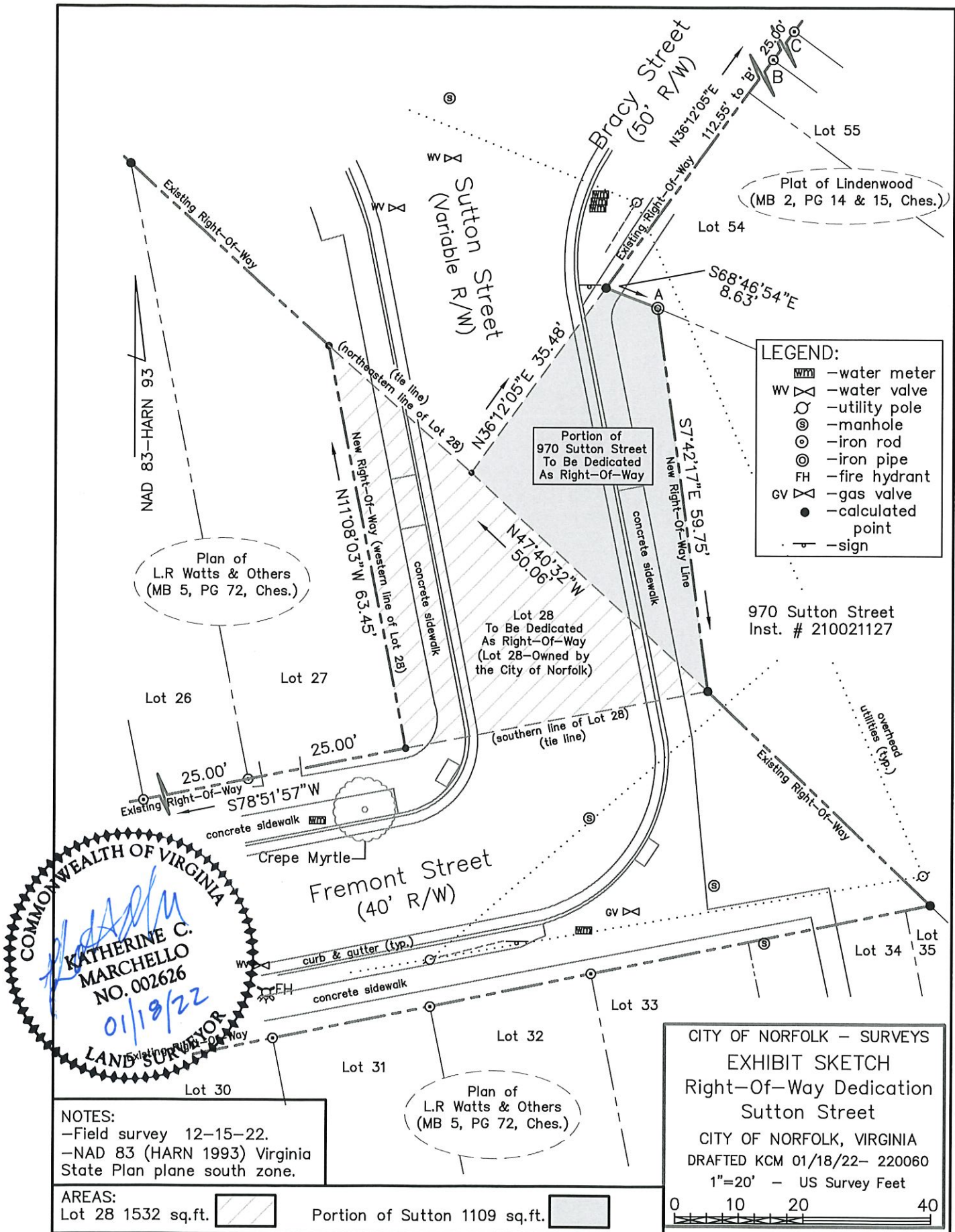


EXHIBIT B TO ORDINANCE

Right-Of-Way Dedication 970 Sutton Street

A portion of that certain lot, piece or parcel of land, numbered according to the present system of street numbering as 970 Sutton Street, situate in the City of Norfolk, Virginia, said parcel of land being described in deed recorded as Instrument #210021127 duly recorded in the Clerk's Office of the Circuit Court of the City of Norfolk, VA, and portion thereof being further described as follows: Beginning at a point on the southern right-of-way line of Bracy Street, said point being the western corner of Lot 54 as shown on plat entitled "Lindenwood", dated March 17, 1884, duly recorded in the Clerk's Office of the Circuit Court of the City of Chesapeake, Virginia (formerly Norfolk County) in Map Book 2, Pages 14 & 15; thence S 68°46'54" E, a distance of 8.63' along the southwestern line of Lot 54 to a point; thence cornering and into 970 Sutton Street property S 07°42'17" W, a distance of 59.75' to a point where the southwestern line of 970 Sutton Street property intersects the eastern end right-of way of Freemont Street; thence cornering and along said southwestern line N 47°40'32" W, a distance of 50.06' to a point; thence cornering and along the northwestern line of 970 Sutton Street property N 36°12'05" E, a distance of 35.48' to the point and place of beginning. All as shown on exhibit entitled, "Exhibit Sketch, Right-Of-Way Dedication, Sutton Street, City of Norfolk, Virginia", prepared by the City of Norfolk Public Works Surveys Division, signed January 18, 2022.

The above-described parcel contains 1109 Sq. Ft. of land, more or less.

January 18, 2022

Right-Of-Way Dedication Lot 28 L.R. Watts & Others, MB 5, PG 72 (Ches.)

All that certain piece or parcel of land situate, lying and being in the City of Norfolk, Virginia, said parcel being all of Lot 28, as shown on plat entitled "Plan of L.R. Watts and Others Huntersville, Norfolk Co, Va.", prepared by Simpson and Hargroves Surveyors, duly recorded on December 01, 1902 in the Clerk's Office of the City of Chesapeake in Map Book 5, Page 72. Also as shown on exhibit entitled, "Exhibit Sketch, Right-Of-Way Dedication, Sutton Street, City of Norfolk, Virginia", prepared by the City of Norfolk Public Works Surveys Division, signed January 18, 2022.

The above-described parcel contains 1532 Sq. Ft. of land, more or less.

January 18, 2022